

REMARKS

Applicant respectfully requests entry of the amendments and remarks submitted herein. Claim 1 has been amended. In a telephone call of June 10, 2005, the Examiner indicated that she would contact the undersigned before sending out another Office Action. Applicant thanks the Examiner in advance for this courtesy telephone call.

Claims 1-15 are currently pending. Reconsideration of the pending application is respectfully requested.

The 35 U.S.C. §112 Rejections

Claims 1-4 and 15 stand rejected under 35 U.S.C. 102(b) as being anticipated by Nissani (U.S. Patent No. 6,164,278).

The Examiner asserted that Nissani et al. discloses a dental device consisting essentially of small polyethylene bags (10) connected to each other by means of a wire (34) in which liquid is enclosed. Nissani et al. also discloses that when a patient attempts to brux, the bags rupture and the liquid is released into the mouth, which draws the patient's attention to the teeth clenching and/or grinding. See, for example, the Abstract of Nissani et al.

Claim 1 has been amended herein to recite that the first and second pads are in fluid communication with each other. Support for this amendment can be found, for example, on page 1, line 14; page 2, lines 9-10; and page 5, lines 5-6. Claim 1, as amended, is clearly distinguished from the dental device disclosed by Nissani et al. In view of the amendment and remarks herein, Applicant respectfully requests that the rejection of claims 1-4 and 15 under 35 U.S.C. §102(b) be withdrawn.

CONCLUSION

Applicant respectfully requests that claims 1-15 be allowed. A check in the amount of \$620 is enclosed (\$225 for the Petition for Extension of Time and \$395 for the RCE). Please apply any other charges or credits to Deposit Account No. 06-1050.

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Respectfully submitted,

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